

The legislative clerk read as follows:

A bill (H.R. 31) to provide for the recognition of the Lumbee Tribe of North Carolina, and for other purposes.

Mr. REID. Madam President, I would first ask for its second reading but object to my own request.

The PRESIDING OFFICER. Objection is heard.

The bill will receive its second reading on the next legislative day.

---

UNANIMOUS CONSENT  
AGREEMENT—H.R. 1256

Mr. REID. Madam President, I ask unanimous consent that the vote in relation to the Burr-Hagan amendment No. 1246 occur at 4:30 p.m. tomorrow, Tuesday, June 9, and that no amendment be in order to the amendment prior to a vote in relation thereto.

The PRESIDING OFFICER. Without objection, it is so ordered.

---

UNANIMOUS CONSENT  
AGREEMENT—JOINT REFERRAL

Mr. REID. Madam President, as in executive session, I ask unanimous consent that the nomination of Raymond M. Jefferson to be Assistant Secretary of Labor for Veterans' Employment and Training, received by the Senate on June 2, 2009, be jointly referred to the HELP and Veterans' Affairs Committees.

The PRESIDING OFFICER. Without objection, it is so ordered.

---

ORDERS FOR TUESDAY, JUNE 9,  
2009

Mr. REID. Madam President, I ask unanimous consent that when the Senate completes its business today, it adjourn until tomorrow morning, June 9, at 10 a.m.; that following the prayer and the pledge, the Journal of proceedings be approved to date and the morning hour be deemed to have ex-

pired, the time for the two leaders be reserved for their use later in the day, and there be a period of morning business for up to 1 hour, with the time equally divided between the two leaders or their designees, with the majority controlling the first half, the Republicans controlling the second half, and with Senators permitted to speak therein for up to 10 minutes each; that following morning business, the Senate will resume consideration of Calendar No. 47, H.R. 1256, the Family Smoking Prevention and Tobacco Control Act. Further, I ask that the Senate recess from 12:30 p.m. until 2:15 p.m. to allow for the weekly caucus luncheons. Finally, I ask that the time during any adjournment, recess, or period of morning business count postcloture to the matter now before the Senate, the tobacco legislation.

The PRESIDING OFFICER. Without objection, it is so ordered.

---

PROGRAM

Mr. REID. Madam President, tomorrow, the Senate will resume consideration of the FDA tobacco legislation. Earlier tonight, cloture was invoked on the substitute amendment. Tomorrow, we will continue to work through amendments. We have indicated from the very beginning that those amendments are germane to the bill, we would be happy to work on those. If there are others we can work something out on, we would be happy to do that. Rollcall votes could occur throughout the day. Tonight, we were able to reach an agreement for a vote at 4:30 on the pending Burr substitute amendment. Senators will be notified when any additional votes are scheduled.

---

ADJOURNMENT UNTIL 10 A.M.  
TOMORROW

Mr. REID. Madam President, if there is no further business to come before

the Senate, I ask unanimous consent that it adjourn under the previous order.

There being no objection, the Senate, at 6:51 p.m., adjourned until Tuesday, June 9, 2009, at 10 a.m.

---

NOMINATIONS

Executive nominations received by the Senate:

DEPARTMENT OF TRANSPORTATION

POLLY TROTTERBERG, OF MARYLAND, TO BE AN ASSISTANT SECRETARY OF TRANSPORTATION, VICE TYLER D. DUVALL, RESIGNED.

FEDERAL COMMUNICATIONS COMMISSION

ROBERT MALCOLM MCDOWELL, OF VIRGINIA, TO BE A MEMBER OF THE FEDERAL COMMUNICATIONS COMMISSION FOR A TERM OF FIVE YEARS FROM JULY 1, 2009. (RE-APPOINTMENT)

DEPARTMENT OF STATE

ANNE ELIZABETH DERSE, OF MARYLAND, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF LITHUANIA.

DAVID C. JACOBSON, OF ILLINOIS, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO CANADA.

CARLOS PASCUAL, OF THE DISTRICT OF COLUMBIA, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO MEXICO.

ARTURO A. VALENZUELA, OF THE DISTRICT OF COLUMBIA, TO BE AN ASSISTANT SECRETARY OF STATE (WESTERN HEMISPHERE AFFAIRS), VICE THOMAS A. SHANNON, JR., RESIGNED.

DEPARTMENT OF EDUCATION

THELMA MELENDEZ DE SANTA ANA, OF CALIFORNIA, TO BE ASSISTANT SECRETARY FOR ELEMENTARY AND SECONDARY EDUCATION, DEPARTMENT OF EDUCATION, VICE KERRI LAYNE BRIGGS.

THE JUDICIARY

STUART GORDON NASH, OF THE DISTRICT OF COLUMBIA, TO BE AN ASSOCIATE JUDGE OF THE SUPERIOR COURT OF THE DISTRICT OF COLUMBIA FOR THE TERM OF FIFTEEN YEARS, VICE RAFAEL DIAZ, TERM EXPIRED.

DEPARTMENT OF JUSTICE

IGNACIA S. MORENO, OF NEW YORK, TO BE AN ASSISTANT ATTORNEY GENERAL, VICE RONALD JAY TENPAS, RESIGNED.

SMALL BUSINESS ADMINISTRATION

WINSLOW LORENZO SARGEANT, OF WISCONSIN, TO BE CHIEF COUNSEL FOR ADVOCACY, SMALL BUSINESS ADMINISTRATION, VICE THOMAS M. SULLIVAN.